



GARY R. HERBERT
Governor

GREGORY S. BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

September 17, 2013

Certified Return Receipt
7011 0110 0001 3568 4817

Kelly Payne
Kennecott Utah Copper Corporation
4700 Daybreak Parkway
South Jordan, Utah 84095

Subject: Division Directive for Storm Event on September 13, 2013, Kennecott Utah Copper (KUC); Bingham Canyon Mine; M/035/0002; Salt Lake County, Utah

Dear Mr. Payne:

On September 13, 2013, the Division was notified by Kennecott Utah Copper of a release of sediment resulting from a storm event. On September 16, 2013, personnel from the Division met onsite with representatives from Kennecott and the Utah Department of Environmental Quality. During the site inspection sediment was noted in several drainages below the cutoff walls, and the sediment entered Butterfield Creek affecting three adjacent property owners. The Division representatives observed Kennecott personnel near Butterfield Creek taking samples for chemical testing. Rule R647-4-107.3 requires that operations shall be conducted in a manner such that sediment from disturbed areas is adequately controlled. The degree of erosion control shall be appropriate for the site-specific and regional conditions of topography, soil, drainage, water quality or other characteristics.

The Division requires that you provide:

1. A summary table of the storm event with an adequate map by September 27, 2013.
2. A timeline for the cleanout of the sediment basins affected by October 4, 2013.
3. A timeline for the chemical characterization of material released by October 4, 2013.

Failure to provide this information by the deadlines shown may result in enforcement action.

If you have questions or concerns about this letter call me at (801) 538-5261, or Leslie Heppler at (801) 538-5257. Thank you for your cooperation.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB:lah:eb
cc: DEQ - dhall@utah.gov
Boyd Dansie
O:\M035-SaltLake\M0350002-BinghamPit\draft\DD-09172013.doc

